Bdn. & P.H. (1940) Department.

MS SERIES.

G.O. No. 1271

Dated 30 - 3 - 1940.

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## [Despatch Abstract.]

Expenditure - South Kanara District - Late Coondapur Taluk - Construction of a well in Hade village - Expenditure - Sanctioned.

C.F. 30.

**DEPARTMENT.**

RR

*Received* ... 19 ... *Registered* ... 19 .

15 FEB 1940

20 FEB 1940

UPWO 5360-1/Mi
20-2-40

*Subject.*

Land Acquisition-Coondapoor Taluk-Nada Village-S.No.4 2B-Public well constructed by the Ex-Taluk Board, Coondapoor - sanction of-expenditure - Requested.

(wells) × × BJPH.W.6. L.Adepur

UP 6691

RR 16.2.40. TR 15.2.40

M 16/2/40

Ref. C No. 7838-A7-34.

*Station* Mangalore ; *Dated the* 5th February 19 40.

ENCLOSURES.
No. ...
...
Spare copies ...

From (Name) Sri K. Vittal Shetty,
(Designation) President, District Board,
South Kanara.

To The Secretary to the Government of Madras,
Local Administration Department.
M a d r a s.

Sir,

No enclosure no date do not tally

In G.O.No.Ms.1262, dated 7th April 1937, Government have sanctioned the expenditure of Rs.(557-0-0) five hundred and fifty seven only, incurred by the defunct Coondapoor Taluk Board, during the years 1928-1929 in constructing a well in S.No.29/1 of Kadavu Village, Coondapoor Taluk.

2. There is, however, another well which was constructed by the defunct Taluk Board, Coondapoor, during the year 1928-1929 in S.No.4/2B of Nada Village, Coondapoor Taluk at a cost of Rs.(557-0-0) five hundred and fifty seven only. This expenditure was also held

nder objection by the District Inspector of L.F. ccounts pending the acquisition of the plot in avour of the Taluk Board, Coondapoor. The owner f the plot, before the well-work was actually ommenced, had agreed to make a gift of the land to the aluk Board, but after the well was constructed he eclined to relinquish his rights over the plot in avour of the District Board though he had no - bjection for the well being used by the public. To egularise the expenditure, therefore, the Collector as requested to take steps for the acquisition of the lot under the Land Acquisition Act.

3. The Collector called for revised proposals f acquisition, in view of the remarks of the Sub- ollector, Coondapoor (copies of the Collector's etter D.Dis.No.2761-37 dated 20-9-1937 and Sub- ollector's letter Ref.No.B-3558-37 dated 8-9-1937 re enclosed). Before proceeding with the revised roposals, the Collector, in his letter D.Dis.6705-38 dated 10-1-1939 (copy enclosed) requested me to get the foot-path leading to the well realigned if the proposed acquisition is really necessary. A second revised proposal for the acquisition was, therefore, sent to the Collector to take steps for the acquisition of only the plot covered by the well excluding the foot-path leading to it. But, the Collector has finally decided that the acquisition of the plot in question under the Land Acquisition Act cannot therefore be approved vide his letter D.Dis.No.5150-39 dated 20-12-1939(copy enclosed).

4. The circumstances in which the well in question was got constructed by the defunct Taluk Board, Coondapoor, being similar to that of Hadavu well dealt with in G.O.No. Dis.1282, dated 7th April 1938, referred to in para supra, I request that the Government may be pleased to direct the Audit Department to drop the objection as the expenditure was a bonafide one.

Copy of letter D.Dis.No.2761-37 dated 20-9-1937 of the Collector of South Kanara, addressed to the President, District Board, South Kanara.

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Land Acquisition-Coondapoor Taluk-S.No.4/2 (portion) of Nada Village and S.No.29/1 (portion) of Hadavu Village - well - sites - Your requisition Ref.C.No. 7888-A2-34 dated 8-6-1937 and Coondapoor Sub-Collector's Ref.No.B.3558-37 dated 8-9-1937.

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I invite your attention to the Sub-Collector's letter, Ref.B.3558-37, dated the 8th September 1937, a copy of which he has already communicated to you. I request you to consider the Sub-Collector's suggestions and send revised proposals if necessary. I am recording the papers of enquiry relating to the present proposals presuming that the District Board will agree with the Sub-Collector.

sd.....
For Collector.

(True copy)

President.

13/2/40

Copy of letter Ref.C.No.B.3558-37 dated 8-6-1937 of the Sub-Collector, Coondapoor, addressed to the Collector of South Kanara.

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Land Acquisition-Coondapoor Taluk-Kada and Hadavu Villages-S.No.4/2 (portion) of Kada and S.No.29/1 (portion) of Hadavu - Well sites-Proposal -Report submitted.

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Your Ref.B3-2761-37 dated 14-6-1937.

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S.No.4/2 of Kada is a garden land and S.No.29/1 of Hadavu is a wet land. The records of enquiry show that there is no public pathway to the site of the well in S.No.4/2 and that there is a foot-path running close to the well and that the foot-path has no bearing in the records. From the sketch, it is seen that S.No.5/2 on the east is a patta land and S.Nos.256 and 257 on the north west and south are river porambokes. It is not known why the site in question was selected for the well. S.No.4/2 is a big garden having an extent of 12-33 acres. The owner appears to have no objection to the use of the well by the public. But he was not prepared to give a statement in the matter of acquisition. The acquisition of the well site without the foot-path to the well site will not be of much use. It is not known whether the District Board considered this point before applying for the acquisition of the plot.

2. With regard to S.No.29/1B of Hadavu Village proposed to be acquired, the Revenue Inspector's report shows that the water of the well is not used by any one as the water is saltish. Hence, there is no use in acquiring the well site.

3. The total cost of acquisition comes to Rs.36-12-10. I think the District Board may be asked to consider the points referred to above.

4. The records of enquiry are enclosed.

(By Order)

sd.....
Head Clerk.

(True copy)

Assistant.

Copy of letter D.Dis.6705-38 dated 10-1-1939 of the Collector of South Kanara addressed to the President, District Board, South Kanara.

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Land Acquisition-Coondapoor Taluk-Kada Village-S.No.4/2B,2C-Public well and path-way leading to it-District Board-South Kanara-Proposal.

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Ref:- Your letter Ref.C.No.7838-A2-34 dated 3-10-1938.

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I find from the enquiry that the well in question is useful only for nine scheduled class tenants of the registered holders of S.No.4/2. Three out of the five joint holders of the plot object to the proposed acquisition on the ground that the garden will be cut off into two portions leaving a narrow bit on the northern side and that they will have to put up walls on both the sides of the foot-path to protect the garden. They have no objection to the use of the well and the path by the people who take water from the well. It is not known whether any inconvenience is now felt by any one as matters stand at present.

In these circumstances, I request you to consider whether the proposed acquisition is after all necessary and if so, please let me know in due course. If you think it is, kindly align the foot-path on the northern and eastern boundary line of S.No.4/2.

Sd.....
For Collector.

(True copy)

President.

13.2.40

Copy of Proceedings D.Dis.No.5150-39 dated 20-12-39 of the Collector of South Kanara addressed to the President, District Board, South Kanara.

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Land Acquisition-Coondapoor Taluk-Nada Village-S.No.4-2B-Public well-District Board-South Kanara-Proposal - Orders Passed.

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Read:- (a) Letter No.Ref.7838-32-34, dated 20-7-1939 and dated 2-12-1939 of the President, District Board, South Kanara.

(b) Ref.5455-39-B, dated 20-10-1939 of the Revenue Divisional Officer, Coondapoor.

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The attention of the President, District Board, South Kanara is invited to this office D.Dis.5067-37, dated 17th November 1937 in reply to his letter 7888-A2 dated 16th October 1937. The circumstances in which the acquisition of the plot in Nada is sought are similar to those of S.No.29/1 of Madavu. No public purpose will be served by the well at Nada. The acquisition under the Land Acquisition Act cannot therefore be approved of.

sd.....
for Collector.

(True copy)

President.

13.2.40

Local Deptt

Circ 6691 from the DBS South Kanara

Repo No. 7888-A7-38 Dt 5240

Land acquisition - S Kanara Dt - Coondapoor Tk - Nada village - Construction of a well - Irregularity - Condonation

The remarks of the Exam of LFA may be written up in the first instance. He may also be requested to quote the correct no and date of the G.O. referred to by the DBS in his letter read above.

29/2/40

29/2/40

1.3.40

Epr.

Examiner's Office.

The G.O. referred to by the President, District Board, is G.O.No.Ms.1282 L.A., dated 7-4-1938. The case under consideration is analogous to the one disposed of in that G.O. There is no objection to the expenditure being sanctioned by Government under rule 4(3) of Schedule V of the Local Boards Act, 1920.

E&P.H.Dept. U.O.

12/3/40

Local Deptt 6691-1/2/40

1/3/40.

EXAMINER

14 MAR 1940

Examiner's No. 270-J

14.3.40

10337 MS

Draft

The expenditure on the well (vide cf) was sanctioned by the late Commissioner Bd. It may be sanctioned.

2. The draft is laid before Sir for approval.

26.3.40

SRY
29.3.40

SD
26/3/40.

42/303 Date. Initials.

28/28

C.F. 16.

**DRAFT FOR APPROVAL.**

| | | |
|---|---|---|
| When received for fair copying .. | | |
| When copied .. | | 28/3/40 |
| When examined .. | | |
| When signed .. | | |
| When despatched. | | |

SUBJECT:— Expenditure South Kanara Dt. — Lake Coondapoor Tk. Bd. — Construction of a well in Vada Village — Expenditure — Sanctioned

READ AGAIN _____, dated _____ 19____

" " _____ " _____ 19____

READ *ALSO*:—

No. 1691 From the P.W.D. S. Kanara No. 7888-A7-34 - 5/2/40, dated _____ 19____

" _____ " _____ " _____ " _____ 19____

" _____ " _____ " _____ " _____ 19____

~~Order~~ ~~Ms.~~ ~~Resolution~~ ~~Rent~~ No. 1271, dated 30 — 3 — 1940.

Sanction is accorded for the expenditure of Rs 557/- incurred by the Lake Coondapoor Taluk Board in the South Kanara District on account of the Construction of a well in S.No. 4/2B of Vada village in Coondapoor Tk, South Kanara Dt in the year 1928-29.

Dpd. by Van / Post / Messenger

Dpr.'s Initials 1/4

Date

To

The P.W.D.

South Kanara

Exam[ined] 1/4

MC 3.40

SRV 29.3.40

SD 28/3/40.